IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 2320 OF 2006

DILIP JAYANTILAL GOHIL & ANR. ..PETITIONER

V/S

THE STATE OF MAHARASHTRA & ANR. ..RESPONDENTS

SHRI M.P. MISHRA FOR PETITIONER.

SHRI Y.B. SHINDE - APP FOR STATE.

CORAM: V.M. KANADE, J.

DATE : 17TH AUGUST, 2007.

P.C.

1. Heard learned counsel on behalf of the petitioner. The petitioner is challenging the show cause notice which has been issued by the Special Executive Magistrate under section 107 of Code of Criminal Procedure. Petition is filed prematurely. The Petitioner is at liberty to give reply to the show cause notice. The Special Executive Magistrate shall consider the reply which will be filed by the petitioner and shall decide the show cause notice on merit in accordance with law. The petition is disposed of in above terms.

(V.M. KANADE, J)